

NO. 62908

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 11 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 11 1997

The applicant City of Elko, hereby makes application for permission to change the Point of Diversion of a Portion of water heretofore appropriated under Permit 56589

1. The source of water is Underground Well 97-1E
2. The amount of water to be changed 4.0 cfs
3. The water to be used for Municipal & Domestic
4. The water heretofore permitted for Municipal & Domestic
5. The water is to be diverted at the following point NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 31, T35N, R56E, MDB&M., at a point from which the NW corner of said Section 31 bears N 41°56'07" W, 439.58 feet.
6. The existing permitted point of diversion is located within SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, T34N, R55E, MDB&M., at a point from which the SE corner of said Section 13 bears S 46°50'11" E, 617.60 feet.
7. Proposed place of use All of Sections 25 & 36, T35N, R55E, MDB&M; Sections 30 & 31, T35N, R56E, MDB&M; Sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24 All in T34N, R55E, MDB&M; Section 6, T34N, R56E, MDB&M.
8. Existing place of use Same as Above
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works Drilled & Cased Well equipped with a pump, motor & Pipeline to the Place of Use
12. Estimated cost of works \$200,000
13. Estimated time required to construct works 5 years
14. Estimated time required to complete the application of water to beneficial use 10 years
15. Remarks: The estimated consumptive use under this application is 2895.33 acre feet per year.

By HIGH DESERT Engineering, Agent
s/ Robert E. Morley
640 Idaho Street
Elko, NV 89801

Compared cl/jr dl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 56589 is issued subject to the terms and conditions imposed in said Permit 56589 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The permittee shall report to the State Engineer on a quarterly basis the effect of pumping the well under this permit on other previously existing wells that are located within 2,500 feet of the well under this permit.

Any pumping of water under this permit may be limited or prohibited to prevent any unreasonable adverse effects on an existing domestic well located within 2,500 feet of the well under this permit, unless the holder of this permit and the owner of the domestic well have agreed to alternative measures that mitigate adverse effects.

The total combined duty of water under Permits 7381, Certificate 1207; 9446, Certificate 2494; 10185, Certificate 2744; 14474, Certificate 4824; 14475, Certificate 4825; 14476, Certificate 4469; 14477, Certificate 4470; 15979, Certificate 5370; 23985, Certificate 9848; 24801, Certificate 7513; 26326, Certificate 9790; 29061, Certificate 8791; 36626, 37221, Certificate 11134; 43373, 43374, 44073, 48277, Certificate 13798; 49515, 49617, Certificate 13044; 51994, 51995, 52854, 54142, 56588, 56589, 56590, 59766, 61712, 61714, 62908, and 64180 shall not exceed 18,000 acre-feet annually.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.0 cubic feet per second, but not to exceed 2,895.88 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

April 20, 2001

Proof of completion of work shall be filed before:

May 20, 2001

Application of water to beneficial use shall be filed on or before:

April 20, 2003

Proof of the application of water to beneficial use shall be filed on or before:

May 20, 2003

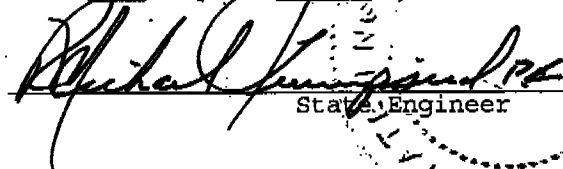
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 1st day of March, A.D. 1999


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

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